

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

**DEAN BOONE, individually and on
behalf of all others similarly
situated,**

Plaintiff,

vs.

T-MOBILE USA INC.,

Defendant.

Civ. No. 17-378-KM-MAH

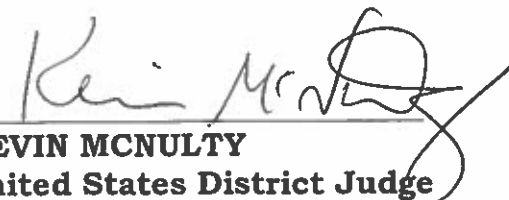
ORDER

THIS MATTER having come before the Court on defendant T-Mobile USA Inc.'s motion to dismiss the second amended class action complaint (ECF No. 33); and that motion having been opposed by plaintiff Dean Boone (ECF No. 36); and plaintiff Dean Boone having filed a motion to file a third amended class action complaint (ECF no. 36); and that motion having been opposed by defendant T-Mobile USA Inc. (ECF No. 39); and the Court having considered the moving, opposition, and reply papers (ECF Nos. 33, 36, 39) without oral argument; for the reasons stated in the accompanying Opinion, and good cause appearing therefor;

IT IS this 26th day of January, 2018,

ORDERED as follows:

1. Defendant T-Mobile USA Inc.'s motion to dismiss the second amended class action complaint (ECF No. 33) is **DENIED**.
2. Plaintiff Dean Boone's motion to submit a third amended class action complaint (ECF No. 36) is **GRANTED**.


KEVIN MCNULTY
United States District Judge